GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department – Land acquisition for house sites – West Godavari District – Vasanthavada Village of Pedapadu Mandal - Land acquired to an ext of Ac.2.22 cts in Rs.No.111/1A for provision of house sites to the weaker sections – Sanction of Rs. 1,38,065/- towards payment of decretal charges in O.P No.69/1995 –Orders – Issued.

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SOCIAL WELFARE (BUD&LA) DEPARTMENT

G.O.RT.No. 29 Dated: 19-01-2018.

Read the following:-

From the Land Administration &Spl CS,A.P.Gollapudi,Vijayawada, CCLA's Ref. No. LA.II(3)/301/2017, Dt:31.10.2017.

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ORDER:

As reported by the Chief Commissioner of Land Administration & Spl CS, A.P., the Director of Social Welfare Department, A.P, Amaravathi, forwarded the proposal of the Collector, West Godavari District and requested to sanction an amount of Rs.1,38,065/- (Rupees One lakh thirty eight thousand and sixty five only) towards payment of decretal charges in respect of O.P.No.69/1995 towards the land with an extent of 2.22 acres in R.S.No.111/1A of Vasanthavada Village of Pedapadu Mandal of West Godavari District to comply with the orders of Hon'ble Addl. Sr, Civil Judge, Eluru for providing house sites to the weaker sections and briefed the case as follows:-

- An extent of Ac.2.22 cents in R.S.No.111/1A, of Vasanthavada Village of Pedapadu Mandal of West Godavari District was acquired in Award No.6/1993, dt: 12-05-1993, duly awarded an amount of Rs.35,000/- per acre with all statutory benefits and accordingly, an amount of Rs.1,01,660/- was paid to the land owner.

- The Hon'ble Senor Civil Judge court, Eluru has enhanced the Market Value from Rs. 35,000/ to Rs. 45,000/- per acre of OP.No.69/1995, dt: 11-12-2000.

- Further, the G.P., Eluru has opined that, "the compensation enhanced by the trial court i.e., from Rs.35,000/- to Rs.45,000/- is quite reasonable. There are no proper and valid grounds for filing appeal against the decree and order of the Civil Court".

- As per the above said opinion, the RDO, Eluru has submitted the proposal for release of Rs.1,38,065/- towards the decretal charges to deposit in the Civil Judge Court, Eluru in O.P.No.69/1995.

2. The Chief Commissioner of Land Administration & Spl CS, A.P., has stated that the proposal of the Collector, West Godavari District has been verified and Comparative calculation sheet of decretal charges and found that the difference between Calculation made by Collector and CCLA is Nil and as follows:-

Comparative Calculation Sheet in OP.No.69/95						
As per Collector/Special Collector Calculation				**As per CCLA's Calculation**		
1	Market value as per High Court Order. Rs.45,000/- per acre.(Ac.2.22 cts)	99900		Market value as per High Court Order. Rs.45,000/- per acre.(Ac.2.22 cts)	99900	
2	Less paid	77700		Less paid	77700	
3	Balance		22200	Balance		22200
4	Solatium (30%) on Rs.99900/-	29970		Solatium (30%) on Rs.99900/-	29970	
5	Less paid	23310		Less paid	23310	
6	Balance		6660	Balance		6660
7	12% Additional Market Value from 14.03.1993 to 12.05.1993 (i.e, 59 days)	1938		12% Additional Market Value from 14.03.1993 to 12.05.1993 (i.e, 59 days)	1938	
8	Less paid	650		Less paid	650	
9	Balance		**1288**	Balance		**1288**

10	Interest @ 9% from 12.07.1993 to 11.07.1994 i.e. One year on (3+6+9)		2713	Interest @ 9% from 12.07.1993 to 11.07.1994 i.e. One year on (3+6+9)		2713
11	Interest @ 15% from 12.07.1994 to 31.08.2017 (i.e, 8451 days) on (3+6+9)		104704	Interest @ 15% from 12.07.1994 to 31.08.2017 (i.e, 8451 days) on (3+6+9)		104704
12	Advocate fee		500	Advocate fee		500
13	Total amount to be paid		**138065**	Total amount to be paid		**138065**

Difference between calculation made by the Collector and CCLA is Nil.

3. While sating above, the CCLA has requested the Govt., to sanction the decretal charges in respect of O.P.No.69/1995 for an amount of Rs.1,38,065/- (Rupees One lakh thirty eight thousand and sixty five only) towards the land with an extent of 2.22 acres in R.S.No.111/1A of Vasanthavada Village of Pedapadu Mandal of West Godavari District to comply with the orders of Hon'ble Senior Civil Judge, Eluru for providing house sites to the weaker sections in consultation with Law Department, after due verification of the amounts proposed with concurrence of Finance Department.

4. Government, after careful examination of the above proposal, hereby accord permission to the Director of Social Welfare, A.P., Amaravati for release an amount of Rs.1,38,065/- (Rupees One lakh thirty eight thousand and sixty five only) towards payment of decretal charges in O.P.No.69/1995 for the land acquired to an ext of 2.22 acres in R.S.No.111/1A of Vasanthavada Village of Pedapadu Mandal of West Godavari District for provision of house sites to the weaker sections.

5. The expenditure sanctioned in para (4) above shall be met from the BEs 2017-18 and debited to the following Head of Account:

"2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward classes – 01- Welfare of Scheduled Castes – M.H.283- Housing – G.H.11 – Normal State Plan – SH(08) Acquisition of House sites to weaker sections in Indiramma programme – 310/312 – Other grant –in-Aid.

6. The Director of Social Welfare, A.P., Amaravati is directed to issue necessary proceedings to the District Collector, West Godavari to comply with the court orders in O.P.No.69/1995 duly following the business rules in vogue subject to furnishing the reasons for the delay of more than seventeen (17) years as observed by the Law Dept.

7. The District Collector, West Godavari shall verify the calculation sheet submitted by the land Acquisition officer once again, before issue of the proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition officer shall be held solely responsible.

8. These orders issues with the concurrence of Finance (FMU-Welfare-I) Department, vide their U.O.No. 39027/142/FMU(WF I)/2017,Dated 22-12-2017.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.S.RAWAT
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Spl CS & Chief Commissioner of Land Administration, A.P., Vijayawada
The Director of Social Welfare, A.P, Amaravati
The District Collector, West Godavari
Copy to:
The Director of Treasury & Accounts, A.P., Vijayawada
The Accountant General, A.P., Hyderabad
The Deputy Director of Treasury & Accounts, West Godavari
Finance (FMU-WELFARE -I) Department
SF/SC.

// FORWARDED::BY::ORDER//

SECTION OFFICER